

Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on April 21, 2011 by the
Date prior to or same as filing date.

Environmental Quality Commission to be administered by DEQ
Agency and Division

OAR Chapter 340
Administrative Rules Chapter Number

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to become effective May 1, 2011. Rulemaking Notice was published in the November, 2010 *Oregon Bulletin*.**
Date upon filing or later Month and Year

RULE CAPTION

Adoption of Air Quality Permit Program Streamlining and Updates

RULEMAKING ACTION

AMEND: OAR 340-200-0020, 340-200-0025, 340-200-0040, 340-202-0010, 340-202-0060, 340-202-0210, 340-215-0060, 340-216-0020, 340-216-0025, 340-216-0040, 340-216-0052, 340-216-0054, 340-216-0056, 340-216-0060, 340-216-0064, 340-216-0066, 340-216-0070, 340-216-0090, 340-222-0042, 340-222-0045, 340-224-0010, 340-224-0050, 340-224-0060, 340-224-0070, 340-225-0020, 340-225-0030, 340-225-0045, 340-225-0050, 340-225-0060, 340-225-0090, 340-228-0300, 340-246-0230

REPEAL: NA

ORS 468.020, 468A.025
Stat. Auth.: ORS

ORS 468.065, 468A.040, 468A.055, 468A.310
Stats. Implemented: ORS

RULE SUMMARY

PM_{2.5} New Source Review/Prevention of Significant Deterioration: The EQC amended rules to establish PM_{2.5} New Source Review/Prevention of Significant Deterioration (NSR/PSD) for fine particles (PM_{2.5} or particulate matter less than 2.5 microns in diameter.) The rules help DEQ and businesses implement NSR/PSD as the U.S. Environmental Protection Agency (EPA) intended.

Greenhouse Gas (GHG) Prevention of Significant Deterioration: The EQC amended Prevention of Significant Deterioration (PSD) rules to include greenhouse gases in response to EPA regulations and clarified NSR/PSD rules to allow DEQ to continue implementing the PSD program in Oregon.

Small Scale Renewable Energy Sources: EPA requires states to have minor source construction approval programs but gives states flexibility in how to do this. Oregon's minor source construction approval program basically applies major source NSR/PSD requirements to any source with emissions over the significant emission rate (SER) including some areas where the Oregon SER is lower than the federal SER. HB 2952 revised how the minor source construction approval program works for small scale local energy projects. The EQC amended NSR/PSD rules to incorporate changes to ORS 468A.040 for small scale local energy projects.

Permitting Rule Updates: Oregon's permitting rule incorporates the federal acid rain program rules by reference. The EQC amended the permitting rules to reference the federal acid rain rules updated July 2, 2010.

DEQ will submit these rules to the EPA as a revision to the State Implementation Plan, which is a requirement of the Clean Air Act.

Maggie Vandehey
Authorized Signer

April 29, 2011
Date

Maggie Vandehey
Printed name

*Copies include a photocopy of this certificate with paper and electronic copies of each rule listed in the Rulemaking Action.
**The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00 pm on the preceding workday.